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**DECLARATION**

This application is a Continuation-In-Part application of U.S. Serial No.09/842,547, filed April 26, 2001.

As the below named inventors, we hereby declare that:

Our residences, post office addresses and citizenships are as stated below next to our names.

We believe that we are the original, first and joint inventors of the subject matter which is claimed and for which a patent is sought on the invention entitled

**Formulations and Methods of Using Nitric Oxide Mimetics Against a Malignant Cell Phenotype**

the specification of which was filed October 25, 2001 as Serial Number 10/042,039.

We hereby state that we have reviewed and understand the contents of the above-identified specification, including the claims.

We acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, § 1.56 and in particular information which has occurred between the filing date of our earlier application and the filing date of this application.

We hereby claim foreign priority benefits under Title 35, United States Code, § 119 of any foreign application for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed.

**Prior Foreign Application**

			Priority Claimed
_____	_____	_____	[ ] [ X ]
(Number)	(Country)	(Month/Day/Year Filed)	Yes No

**Prior U.S. Application**

			Priority Claimed
<u>60/199,757</u>	<u>US</u>	<u>April 26, 2000</u>	[ X ] [ ]
(Number)	(Country)	(Month/Day/Year Filed)	Yes No

<u>60/277,469</u>	<u>US</u>	<u>March 21, 2001</u>	Priority <u>Claimed</u>
(Number)	(Country)	(Month/Day/Year Filed)	[ X ] [ ]
			Yes No

<u>09/842,547</u>	<u>US</u>	<u>April 26, 2001</u>	Priority <u>Claimed</u>
(Number)	(Country)	(Month/Day/Year Filed)	[ X ] [ ]
			Yes No

We hereby declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful, false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.


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